

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE:

KEURIG GREEN MOUNTAIN SINGLE-SERVE COFFEE ANTITRUST LITIGATION

*This Document Relates to
Case No. 1:14-cv-00905 (VSB) (SLC)
Case No. 1:14-cv-04242 (VSB) (SLC)*

MDL No. 2542

Master Docket No. 1:14-md-02542 (VSB) (SLC)

KEURIG'S NOTICE OF MOTION FOR SANCTIONS DUE TO SPOILIATION OF EVIDENCE

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Keurig's Motion for Sanctions Due to Spoliation of Evidence and the Declaration of Joseph M. Kay, dated April 19, 2021, and the exhibits appended to the Declaration, Defendant Keurig Green Mountain, Inc. ("Keurig") hereby moves for an Order for sanctions due to spoliation of evidence by TreeHouse Foods, Inc., Bay Valley Foods, LLC, and Sturm Foods, Inc. (collectively, "TreeHouse") and JBR, Inc. ("JBR") pursuant to Rule 37(e) of the Federal Rules of Civil Procedure.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's November 9, 2020 Order, ECF No. 1171, TreeHouse and JBR's opposition brief is due on May 21, 2021, and Keurig's reply brief is due June 7, 2021.

Dated: April 19, 2021

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